

KUBOVCIK & KUBOVCIK  
Docket No. \_\_\_\_\_



20374

PATENT TRADEMARK OFFICE

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## Declaration For U.S. Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled (INSERT TITLE) LITHIUM SECONDARY BATTERY AND POSITIVE ELECTRODE FOR LITHIUM SECONDARY BATTERY, the specification of which

(Check one of  
1, 2, or 3.)

1.        is attached hereto.
2.        was filed on \_\_\_\_\_ as  
International PCT Application No. \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)
3. X was filed on January 28, 2002 as  
U.S. Application Serial No. 10/056,209  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application for which priority is claimed:

(List prior foreign applications.)	<u>19978/2001</u> (Number)	<u>JAPAN</u> (Country)	<u>29/01/2001</u> (Day/Month/Year Filed)	Priority Claimed <u>X</u> Yes <u>      </u> No
	<u>194983/2001</u> (Number)	<u>JAPAN</u> (Country)	<u>27/06/2001</u> (Day/Month/Year Filed)	<u>X</u> Yes <u>      </u> No
	_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	_____ Yes <u>      </u> No

\_\_\_\_ See attached list for additional prior foreign applications

I hereby claim the benefit under Title 35, United States Code, § 120, of any United States patent application listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56, which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

\_\_\_\_ (Application Serial No.)      \_\_\_\_ (Filing Date)      \_\_\_\_ (Status)

And I hereby appoint as principal attorney and agent Ronald J. Kubovcik, Reg. No. 25,401; and Keiko T. Kubovcik, Reg. No. 40,428.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first or sole inventor: Yasuyuki Kusumoto

Inventor's Signature: Yasuyuki Kusumoto Date: March 7, 2002

Residence: 3-8-18-305, Hashibahigashino-cho, Moriguchi-shi,  
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Citizenship: JAPAN

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Full name of second inventor: Masahisa Fujimoto

Inventor's Signature: Masahisa Fujimoto Date: March 7, 2002

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Full name of third inventor: Shin Fujitani

Inventor's Signature: Shin Fujitani Date: March 7, 2002

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Full name of fourth inventor: Yoichi Domoto

Inventor's Signature: Yoichi Domoto Date: March 7, 2002

Residence: 3-9-15, Mayumi, Ikoma-shi, Nara 630-0122 JAPAN

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Full name of fifth inventor: Daizo Jito

Inventor's Signature: Daizo Jito Date: March 7, 2002

Residence: 10-49-A-7, Asahigaoka-cho, Hirakata-shi,  
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Full name of sixth inventor: Hisaki Tarui

Inventor's Signature: Hisaki Tarui Date: March 7, 2002

Residence: 7-2-11-403, Tawaradai, Shijyonawate-shi,  
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Citizenship: JAPAN

Post Office Address: Same as Residence

Full name of seventh inventor: \_\_\_\_\_

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_